

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

JOSEPH BIOR KON,)	CASE NO. 4:10CV3149
)	
Plaintiff,)	
)	
v.)	MEMORANDUM
)	AND ORDER
DOUGLAS COUNTY JAIL, and)	
WESTON, Officer,)	
)	
Defendants.)	

This matter is before the court on its own motion. On August 20, 2010, the court entered a Memorandum and Order that required Plaintiff to “submit a signed application to proceed in forma pauperis, or pay the \$350.00 filing fee, on or before September 9, 2010.” (Filing No. [4](#) at CM/ECF p. 1.) The court warned Plaintiff that if he failed to comply with the court’s Memorandum and Order, this matter would be dismissed without further notice. (*Id.*) Plaintiff has not paid the filing fee, submitted a motion to proceed in forma pauperis, or otherwise responded to the court’s August 20, 2010, Memorandum and Order.

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice because Plaintiff failed to prosecute this matter diligently and failed to comply with this court’s orders;

and
2. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 15th day of September, 2010.

BY THE COURT:

s/Laurie Smith Camp
United States District Judge

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